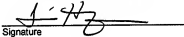


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy M. Swager et al.  
Serial No.: 10/823,093  
Confirmation No.: 3154  
Filed: April 12, 2004  
For: EMISSIVE SENSORS AND DEVICES INCORPORATING THESE  
SENSORS  
Examiner: D. S. Metzmaier  
Art Unit: 1796

Certificate of Electronic Filing Under 37 CFR 1.8	
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).	
Dated: September <u>22</u> , 2008	 Signature

**TRANSMITTAL LETTER**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced Patent Application:

1. Response to Notice of Non-Compliant Amendment.

The Director is hereby authorized to charge any deficiency or credit any overpayment in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 23/2825, under Docket No. M0925.70143US00. A duplicate copy of this paper is enclosed.

Dated: September 22, 2008

Respectfully submitted,

By 

Timothy J. Oyer, Ph.D.

Registration No.: 36,628

Karen V. Martin, Ph.D.

Registration No.: 61,652

WOLF, GREENFIELD & SACKS, P.C.

Federal Reserve Plaza

600 Atlantic Avenue

Boston, Massachusetts 02210-2206

617.646.8000